

Amendment No. 2 to SB1730

Roberts  
Signature of Sponsor

**AMEND Senate Bill No. 1730\***

**House Bill No. 1811**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-243(a), is amended by deleting subdivision (40).

SECTION 2. Tennessee Code Annotated, Section 4-29-245(a), is amended by inserting the following as a new subdivision:

( ) Tennessee emergency medical services board, created by § 68-140-303;

SECTION 3. Tennessee Code Annotated, Section 68-140-303, is amended by deleting the section and substituting the following:

(a) There is created and established the Tennessee emergency medical services board by transfer and expansion of the duties and responsibilities of the EMS advisory council. The board consists of thirteen (13) members.

(b) Effective July 1, 2022, the existing membership of the Tennessee emergency medical services board is vacated and reconstituted, with the members of the board to be appointed by the governor as follows:

(1) One (1) member who maintains licensure as a physician who is currently practicing as a medical director for a licensed ambulance service, who may be selected from lists of qualified persons submitted by interested medical groups, including, but not limited to, the Tennessee Medical Association;

(2) One (1) hospital administrator, who operates a hospital based EMS service, and who may be selected from lists of qualified persons submitted by

interested hospital groups, including, but not limited to, the Tennessee Hospital Association;

(3) Two (2) directors of ambulance services, who may be selected from lists of qualified persons submitted by interested ambulance service groups, including, but not limited to, the Tennessee Ambulance Services Association;

(4) One (1) member who maintains certification or licensure as either an advanced emergency medical technician or as a paramedic, who may be selected from lists of qualified persons submitted by interested firefighting groups, including, but not limited to, the Tennessee Professional Fire Fighters Association;

(5) One (1) advanced emergency medical technician provider from county, municipal, or metropolitan government, who may be selected from lists of qualified persons submitted by interested ambulance service groups, including, but not limited to, the Tennessee Ambulance Service Association;

(6) One (1) member who maintains certification or licensure as an advanced emergency medical technician and one (1) member who maintains certification or licensure as a paramedic of fire-based agencies, both of whom may be selected from lists of qualified persons submitted by interested fire chief groups, including, but not limited to, the Tennessee Fire Chiefs Association;

(7) One (1) member who maintains certification or licensure as either a paramedic or a nurse representing aeromedical services currently licensed and operating in this state;

(8) Two (2) members who are either emergency medical technicians, advanced emergency medical technicians, paramedics, or emergency medical service continuing education instructional coordinators, one of whom is an agency-based coordinator and one of whom is a higher education-based coordinator, who may be selected from lists of qualified persons submitted by

interested educator associations, including, but not limited to, the Tennessee Emergency Medical Services Educator Association;

(9) One (1) member who is a local government official from either a city or county who owns and operates an ambulance service in this state; and

(10) One (1) member who maintains licensure as a registered nurse and works in an emergency room setting, who may be selected from lists of qualified persons submitted by interested nursing groups, including, but not limited to, the Tennessee Nurses Association.

(c) The governor shall consult with interested emergency medical services groups including, but not limited to, the professional organizations listed in subsection (b) to determine qualified persons to fill the positions on the board.

(d) In order to stagger the terms of the newly appointed board members, the governor shall make initial appointments as follows:

(1) The persons appointed under subdivisions (b)(1)-(3) are appointed for terms of one (1) year, which expire on June 30, 2023;

(2) The persons appointed under subdivisions (b)(4) and (b)(5) are appointed for terms of two (2) years, which expire on June 30, 2024;

(3) The persons appointed under subdivisions (b)(6) and (b)(7) are appointed for terms of three (3) years, which expire on June 30, 2025; and

(4) The persons appointed under subdivisions (b)(8)-(b)(10) are appointed for terms of four (4) years, which expire on June 30, 2026.

(e) Following the expiration of the members' initial terms as prescribed in subsection (d), all four-year terms begin on July 1 and terminate on June 30, four (4) years thereafter. Vacancies are filled by appointment of the governor, who must consider the recommendations of the board or interested emergency medical services groups listed in subsection (b).

(f) Members serving on the board as of June 30, 2022 may be reappointed to serve as members after such date.

(g) Members, except those appointed to complete the term of a former member, are appointed to full four-year terms, or until their successors are appointed. In making appointments to the board, the governor shall strive to ensure that at least one (1) member serving on the board is sixty (60) years of age or older, that at least one (1) person serving on the board is a member of a racial minority, and the membership on the board reflects the geographic diversity of the state.

(h) The chair must be a member who is elected by the board. The chair is authorized to certify the actions of the board.

(i)

(1) The board shall meet at the call of the chair. The chair shall convene at least two (2) meetings per year, such other meetings as are necessary to transact the business of the board, or upon receipt of a written request signed by three (3) or more members of the board. Seven (7) members of the board constitute a quorum for the transaction of meetings.

(2)

(A) A member who misses more than fifty percent (50%) of the scheduled meetings in a calendar year must be removed as a member of the board.

(B) The emergency medical services director shall promptly notify, or cause to be notified, the appointing authority of any member who fails to satisfy the attendance requirement as prescribed in subdivision (i)(2)(A).

(j) The members of the board are paid a per diem of fifty dollars (\$50.00) for attending board meetings and are reimbursed for their travel expenses incurred in attending board meetings, ad hoc committee activities, or other travel incurred in the

performance of the official duties, in accordance with the comprehensive travel regulations as promulgated by the department of finance and administration and approved by the attorney general and reporter.

(k) The department shall provide administrative services to the board.

(l) The board shall keep accurate minutes of the proceedings of all its meetings, a copy of which must be kept on file in the office of the director and open to public inspection. Any rules adopted by the board must be promulgated pursuant to the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 4. Tennessee Code Annotated, Section 68-140-303, is further amended by adding the following as a new subsection:

The commissioner shall appoint the director of the division of emergency medical services within the department.

SECTION 5. This act takes effect July 1, 2022, the public welfare requiring it.